App. F. IX-4

Previous References

Mey 231-33-1-2

190-32-1-5

Later References.

1934 (Mysore)

File No. 237

Serial Nos. 1

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 2

Part B for May 35

SUBJECT.

Appeal re the Hereditary Pujari ship of Sri Anjaneya Swami Agrahar temple at Malur

Pl 2.

To Mr M. R. Subba Rao.
C/o Mr M. S. Venkoba Rao.
Commercial teacher
Govt High School Gubbi

WD 01965—GPB—15,000—7-7-34

No. 1530 P. 22 5-35

State, that his request cannot be complied with.

COURT FEE TWELVE ANNAS

COURT FEE TWELVE ANNAS

COURT FEE EIGHT ANNAS

Muz 37-34 T.

1188

t of His Highness the aharaja of Mysore,
a n g a l o r e.

No.17 of 193[illegible].

Appellant.

M.A.Subba Rao,
Pensioner and Jodidar,
C/O Lr.M.S.Venkoba Rao,
Commercial Teacher,
Government High School,
Tiptur.

Respondent.

Kutya Naranamurtyachar,
Malur.

Subject:- Hisse Succession to the Right of Pujarishio of Sri Anjaneyaswami, Agrahara, Malur Town.

Reference:-

Government Order No.1420-Muz.231-33-2 dated 28th April 1934 informing that Government see no reason to reconsider the order already passed and that his Review Petition is rejected.

With reference to the above the Appellant most humbly begs to submit that the Muzrai Officer has not taken into consideration all the Relevant facts in the disposal of the case as shown below:-

(1) The authorities and precedents of decision arrived at by the Mysore Government and Bombay High Court have not been taken into consideration in the light they deserved though they were pressed in his several appeal Memos submitted on 10-6-1933, 7-12-1933 and 26-3-1934.

(2) The appellant is a Heritable Bandhu and stands in the line of succession and the alienation of a Shebaits' post to such a Bandhu from a member of a Divided Family has been allowed under the principles of Hindu Law and usage and Custom.

(3) In the original Sannads issued by the Inam Department in

in 1876, 1868 and 1869 sanctioning the cash grant of 10-14-8 annually for the Archakship and the enfranchised Jodi village of Sonnappanahalli in Malur Taluk, it has been explicitly ordained that the Jodidars of the village, namely the appellant's Maternal Uncle and his forefathers should contribute the aforesaid amount out of the revenues of their Jodi Land in equal proportions and enjoy the benefits of the Archakship and the Landed properties belonging to the temple viz. of (1) one Tulasi Tota in Malur Town and (2) a Decharak Servamanya village of Marasettihalli, Malur Taluk. By virtue of payment of the cash grant in the above manner the divided members of the family have acquired the power of nominating successors to their - respective shares of worship and emoluments. The divided members of the family were acting in strict conformity with the above procedure since 1885 having entered into a duly registered agreement between themselves and were conducting the duties of worship by turns of one year and enjoying the proceeds of the Landed Properties in equal shares.

(4) The Appellant, ever since his succession to his uncle's properties in the year 1926, has been continuing to contribute his share of Rs 5-7-0 along with the Jodi amount of his share of the Jodi village of Sonnappanahalli.

(5) As a consequence of the orders now passed by the Government the Appellant has been subjected to heavy loss (1) by way of losing the spiritual benefits arising out of the worshipping duties of God and (2) praying in connection therewith for the longevity and prosperity of the beloved members of the Royal Family and the mundane benefits arising out of the Landed properties attached to the said duties. though he has been subjected to the penalty of contributing Rs 5-7-0 every year towards the maintenance of the Archak's office of the share of which he has been deprived.

In the circumstances submitted above the appellant humbly prays that favourable orders for the succession to the Hisse of his maternal uncle may graciously be passed at this stage at least. And if the appellant is so unfortunate as to have his repeated ~~progress~~ prayers unheeded, he humbly prays that orders may be graciously issued at least freeing him from the burden of paying annually Rs 5-7-0 in the shape of Jodi for the maintenance of the Archak's office.

Dated 24th Apl 1935

M. K. Subba Rao
Appellant.

1) The petitioners claim to the Archakship of Agraharam Sri Anjaneya Swami Koluru Mala was in appeal before Sjne - Vice RP 7-8 of Endowments Commissioner may file 190-325 N. V The appeal was dismissed - Against this, a 2. review petn was preferred. (Proc Mem 231-33-2) with the result that the petner has been informed that there are no reasons to reconsider the orders already passed in the matter

2) The petner now prays that favourable orders for his succession to the Hisse of his maternal uncle (died intestate & male issue) may be passed stating which he may be exempted from the payment of annual Jodi of Rs 5/7 — which he says is a charge upon the income of the Endowment As these are temple lands, intended for the benefit of the Endowment & as the petner's claim to the Archakship has been disallowed, it is for orders if the petner may be told that his request cannot be granted —

G.S 4-5-35 98

The petner in Lr.

Claim for Prajaswamya of Sri Hanjanaga Swamy Agrahara Kembale Taluk

General and Revenue Secretariat

[App F III-2

File No. 237 of 1934

He has urged no new points in the petn. Further more there could be no appeal to Govt in a case in which an appeal to Govt has been heard & disposed of and a Review appln has been rejected.

The Petnr may be told that his requests cannot be considered as there is nothing in them

Ch: Secy

I agree

RZ 9/5

9/5

GENERAL & REVENUE SECRETARIAT 8 MAY 1935

SECOND SECTION OF GOVT. OFFICE 10 MAY 1935 No 7.15.74

II Secretary

6) JPR 12/5

12/5

TYPING SECTION 17 MAY 1935 GENL & REV. SECTT.

D/F. Subd

G.S 9/5

2

No 1530 of 22.5.35 to the M.R. Subba Rao intimating that his requests cannot be complied with

No 1531 of 22.5.35 to the Mysore Commissioner forwarding for information copy of the above.

2/5

NOTE—Contn Sheet

File No. of 193 .

General and Revenue Secretariat

Appendix F. G.–1]

SUBJECT.....

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Section. Mis 3

File No. 237-34

Serial No. 2

Diary No. of letter replied to.....

No. 1530

To

Endorsement

Mr. M. Q. Subba Rao

Pensioner & Jeweller

C/o. Mr. M. S. Venkoba Rao

Commercial Teacher

Govt High school

Tiptur

General and Revenue Secretariat.

( )

the *193*

Date of issue 22-3-35

Signed By B. Muddukrishnappa

With reference to his petition of 24.4.35, requesting among other matters that favourable orders may be passed in regard to his succession to the house of his maternal uncle

List of enclosures.....

Copied by.....

Examined by.....

the Archakship of Sri Anjaneya-
Swami Temple, Agrahara, in
the land endowed therefor,
Madras Town by Mr. P. Subba
Rao is informed that his
request cannot be considered
The Petn is rejected

Sd

16/5

for Chief Secy.

1531, Mag Secne 22-5-35

Copy to Dy C, with Compls
for information in continua-
tion of this office Memo (2) No 1429/
dtd 23/33-2 & 26.6.34

Sd

16/5

for Chief Secy